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JV ORTA'S RENT-A-FENCE: ORTA AND SONS FENCE
COMPANY INC.; BETTY ORTA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MICHAEL CENTENO; AUSTIN TOBIA;
SERGIO CERVANTEZ, JR.; AND
EMANUEL LUIS FREGOSO.

Plaintiff,

v.

JV ORTA'S RENT-A-FENCE: ORTA AND
SONS FENCE COMPANY INC.; BETTY
ORTA; CARLOR TORRESDAY ORTA,
Defendants.

Case Number: 5:15-cv-04995-MAJ

**STIPULATION FOR DISMISSAL WITH
PREJUDICE COURT TO RETAIN
LIMITED JURISDICTION TO ENFORCE
SETTLEMENT MECHANISM**

HON. Maria-Elena James

1 PLAINTIFFS MICHAEL CENTENO; AUSTIN TOBIA; SERGIO CERVANTEZ, JR.;
2 AND EMANUEL LUIS FREGOSO AND DEFENDANTS JV ORTA'S RENT-A-FENCE:
3 ORTA AND SONS FENCE COMPANY INC.; BETTY ORTA hereby stipulate and agree as
4 follows:

5
6 WHEREAS the parties settled this matter.

7 WHEREAS the settlement calls for a Dismissal with Prejudice of the Complaint
8 in this matter and a general release of all claims by Plaintiffs.

9 WHEREAS the settlement calls for the Court to dismiss the matter with prejudice.

10 WHEREAS the settlement calls for funds to be paid over time until October 15,
11 2019.

12 WHEREAS the parties desire that Court dismiss the matter with prejudice but
13 retain jurisdiction to enforce the payment provisions in the settlement agreement only through
14 November 1, 2019.

15 IT IS SO STIPULATED

16
17 Dated: March 9, 2017

//s// Tomas E. Margain

18 TOMAS MARGAIN
19 COUNSEL FOR PLAINTIFFS MICHAEL
20 CENTENO; AUSTIN TOBIA; SERGIO
21 CERVANTEZ, JR.; AND EMANUEL LUIS
22 FREGOSO

23 Dated: March 9, 2017

24 By: _____/s// _Roger Mason_____
25 ROGER M. MASON,
26 KURT E. WILSON

27 **SWEENEY, MASON, WILSON & BOSOMWORTH**
28 Counsel for Defendants JV ORTA'S RENT-A-FENCE: ORTA
AND SONS FENCE COMPANY INC.; BETTY ORTA

ORDER

IT IS HEREBY ORDERED pursuant to the parties' Stipulation, and Good Cause appearing therefore, that the above entitled action is hereby dismissed with prejudice. Each side shall bear its own costs and fees.

The Clerk is instructed to vacate all dates and close the file.

The Court retains jurisdiction to enforce the payment terms of the agreement so long as a motion is filed on or before November 1, 2019.

IT IS SO ORDERED.

Dated: March 9, 2017



MARIA ELENA JAMES

UNITED STATES MAGISTRATE JUDGE